



PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q79435

Hiroshi KATO, et al.

Appln. No.: 10/758,091

Group Art Unit: 1756

Confirmation No.: 5264

Examiner: NOT YET ASSIGNED

Filed: January 16, 2004

For: TONER AND IMAGE-FORMING APPARATUS USING THE TONER

INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. §§ 1.97 and 1.98

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure under 37 C.F.R. § 1.56, Applicant hereby notifies the U.S. Patent and Trademark Office of the documents which are listed on the attached PTO/SB/08 A & B (modified) form and/or listed herein and which the Examiner may deem material to patentability of the claims of the above-identified application.

One copy of each of the listed documents, other than any U.S. patents and patent publications, is submitted herewith.

The present Information Disclosure Statement is being filed: (1) No later than three months from the application's filing date; (2) Before the mailing date of the first Office Action on the merits (whichever is later); or (3) Before the mailing date of the first Office Action after filing a request for continued examination (RCE) under § 1.114, and therefore, no Statement under 37 C.F.R. § 1.97(e) or fee under 37 C.F.R. § 1.17(p) is required.

INFORMATION DISCLOSURE STATEMENT

U.S. Appln. No.: 10/758,091

Attorney Docket No. Q79435

In compliance with the concise explanation requirement under 37 C.F.R. § 1.98(a)(3) for foreign language documents, Applicant submits the following explanations: **English language abstracts and computer generated translations, submitted herewith, constitute concise statement of relevance for Japanese Patent Publication Nos. 2002-14487, 2001-100452, 2002-072544, 2002-202622, 2001-296688, 2000-267337, Hei.9-114129, 2002-214834, Hei.11-231571, and Hei.11-323396. An English language abstract, submitted herewith, constitutes a concise statement of relevance for JP-Hei.8-33681 (corresponding to Japanese Patent Publication No. 63-96664). Additionally, all the aforementioned prior art references and Japanese Patent Nos. 2759510 and 2502353 are cited and discussed on pages 2 through 6 in the specification of the above-identified application.**

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicant does not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application.

The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account. A duplicate copy of this paper is attached.

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WASHINGTON OFFICE

23373

CUSTOMER NUMBER

Date: June 25, 2004

Respectfully submitted,



Mark Boland

Registration No. 32,197

Substitute for Form 1449 A & B/PTO

Complete if Known

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Sheet 1 of 2

Application Number	10/758,091
Confirmation Number	5264
Filing Date	January 16, 2004
First Named Inventor	Hiroshi KATO
Art Unit	1756
Examiner Name	NOT YET ASSIGNED
Attorney Docket Number	Q79435

U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Document Number		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document
		Number	Kind Code ² (if known)		
		US			
		US			
		US			
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FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Foreign Patent Document			Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Translation ⁶
		Country Code ³	Number ⁴	Kind Code ⁵ (if known)			
		JP	2002-14487	A	01-18-2002	MATSUSHITA ELECTRIC IND CO LTD	Yes
		JP	2001-100452	A	04-13-2001	MINOLTA CO LTD	Yes
		JP	2002-72544	A	03-12-2002	CANON INC	Yes
		JP	2002-202622	A	07-19-2002	SEIKO EPSON CORP	Yes
		JP	2001-296688	A	10-26-2001	SAKATA CORP	Yes
		JP	2000-267337	A	09-29-2000	MATSUSHITA ELECTRIC IND CO LTD	Yes
		JP	9-114129	A	05-02-1997	CANON INC	Yes
		JP	2002-214834	A	07-31-2002	MATSUSHITA ELECTRIC IND CO LTD	Yes
		JP	11-231571	A	08-27-1999	TOMOE GAWA PAPER CO LTD	Yes
		JP	11-323396	A	11-26-1999	NOF CORP	Yes
		JP	8-33681	B2	03-29-1996	MITA IND CO LTD	Abstract
		JP	2759510	B2	03-20-1998		

NON PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city, and/or country where published.	Translation ⁶

Examiner Signature

Date Considered

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹Applicant's unique citation designation number (optional). ²See Kind Codes of USPTO Patent Documents at www.uspto.gov, MPEP 901.04 or follow the hyperlink from the title of the document to the intranet. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST. 3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶Applicant is to indicate here if English language Translation is attached.

Substitute for Form 1449 A & B/PTO <u>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</u> <i>(use as many sheets as necessary)</i>				<i>Complete if Known</i>	
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		US			
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		Country Code ³	Number ⁴	Kind Code ⁵ (if known)			
		JP	2502353	B2	03-13-1996		

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Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city, and/or country where published.	Translation ⁶

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